

01-07-02

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Practitioner's Docket No. 800\_024 DIV

PATENT

## NEW APPLICATION TRANSMITTAL

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to **Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231** on January 4, 2002 under "EXPRESS MAIL" mailing label number **EL872579970US**.

*Elizabeth A. VanAntwerp*  
Elizabeth A. VanAntwerp

Box Patent Application  
Assistant Commissioner for Patents  
Washington D.C. 20231

Transmitted herewith for filing is the patent application of:

Inventor: Michio TAKAHASHI  
Address: c/o NGK Insulators, Ltd.  
2-56, Suda-Cho, Mizuho-Ku  
Nagoya, Aichi-Prefecture 467-8530  
Japan

**TITLE: LITHIUM SECONDARY BATTERY**

**1. Type of Application**

This is a request for filing a ***DIVISIONAL APPLICATION*** under 37 C.F.R. §1.53(b), of pending prior application:

Serial No.:	09/495,065,	Prior Art Unit:	1745
Filed:	January 31, 2000,	Prior Examiner:	Dove, T.
Title:	LITHIUM SECONDARY BATTERY		
Inventor:	Michio TAKAHASHI.		

**2. Papers Enclosed**

**A. Required for filing date under 37 CFR 1.53(b) (Regular) are:**

13 Page(s) of Specification  
1 Page(s) of Claims  
1 Page(s) of Abstract  
1 Sheet of Formal Drawings (Figs. 1 and 2)

**B. Other Papers Enclosed**

☒ A Patent Application Bibliographic Data Sheet  
☒ A copy of the Declaration and Power of Attorney from the prior application  
☐ A Preliminary Amendment  
☐ Information Disclosure Statement  
☐ Form PTO-1449

01/04/02  
J6685 U.S. PTO

10037409-010402

01/04/02  
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**3. The correspondence address for this application is:** Customer No.: 025191

Telephone: (315) 233-8300

Electronic Mail: vananl@macklaw.com

Facsimile: (315) 233-8320

**4. Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)**

☐ Applicants hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

☐ Applicants hereby request that the attached application **not** be published under 35 U.S.C. 122(b).

**5. Relate Back**

**A. 35 U.S.C. 119(e)**

☐ Priority of provisional application Serial No. \_\_\_\_\_ filed \_\_\_\_\_, is hereby claimed under 35 U.S.C. §119(e).

**B. 35 U.S.C. 120, 121 and 365(c)**

☒ Priority of said prior application 09/495,065, filed January 31, 2000, is hereby claimed under 35 U.S.C. §120.

**C. 35 U.S.C. 119 Priority Claim for Prior Application**

☒ Priority of foreign application(s) is hereby claimed under 35 U.S.C. §119 as follows:

<u>Country</u>	<u>Application Number</u>	<u>Filing Date</u>
Japan	11-29013	February 5, 1999

☒ A certified copy of the above corresponding foreign application was filed in prior application Serial No. 09/495,065 on March 14, 2000.

☐ A certified copy of the above corresponding foreign application is filed herewith.

**6. Declaration or Oath (including Power of Attorney)**

The power of attorney in the prior application is to Stephen P. Burr, Reg. No. 32,970:

☐ The power appears in the New Power of Attorney form filed herewith.

☒ A copy of the power in the prior application is enclosed.

☐ Power filed in the previous case - no new power is necessary.

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## 7. Assignment

The prior application is assigned of record to NGK Insulators, Ltd. at Reel 010581, Frame(s) 0181-0183 (recorded January 31, 2000).

## 8. The filing fee has been calculated as shown below:

<b>Basic Filing fee</b> (37 CFR §1.16(a))				\$ 740.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	11 - 20 =	0	× \$ 18.00	
Independent Claims	1 - 3 =	0	× \$ 84.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$280.00	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 740.00
[ ] Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				
<b>TOTAL FEES DUE =</b>				\$ 740.00

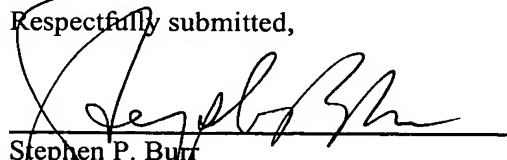
## 9. Payment of Fees and Authorization to Charge Additional Fees or Credit Overpayment

- ☒ A check in the amount of \$740.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446. A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 CFR 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

January 4, 2002

Date

  
 Stephen P. Burr  
 Reg. No. 32,970

SPB/eav

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